

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

MELISSA R. BEECROFT,

Defendant.

2:08-CR-064-JCM-EJY

Final Order of Forfeiture

This Court found that Melissa R. Beecroft shall pay the in personam criminal forfeiture money judgments as follows:

Count 1	Forfeiture Allegations 1 & 2	\$107,000,000
Count 10	Forfeiture Allegations 19 & 20	\$330,000
Count 11	Forfeiture Allegations 21 & 22	\$305,000
Count 13	Forfeiture Allegations 25 & 26	\$325,000
Count 14	Forfeiture Allegations 27 & 28	\$460,000

under Fed. R. Crim. P. 32.2(b)(1) and (b)(2); 18 U.S.C. § 981(a)(1)(C) with 28 U.S.C. § 2461(c); 18 U.S.C. § 982(a)(2)(A); and 21 U.S.C. § 853(p). Superseding Indictment, ECF No. 175; Minutes of Jury Trial, ECF No. 355; Jury Verdict, ECF No. 363; Preliminary Order of Forfeiture, ECF No. 387.

Melissa R. Beecroft appealed her conviction to the Ninth Circuit. The Ninth Circuit upheld all the district court's decisions, including the criminal forfeiture money judgment of \$1,420,000 for the substantive counts but decided the criminal forfeiture money judgment amount of \$107,000,000 for the conspiracy violated the Eighth Amendment. *United States v. Beecroft*, 825 F.3d 991, 999-1002 (9th Cir. 2016). The Ninth Circuit vacated the \$107,000,000

1 criminal forfeiture money judgment and remanded to the district court to reconsider the
2 appropriate forfeiture amount for the conspiracy. *Id.* at 1002.

3 After the remand and before the government and Melissa R. Beecroft litigated the
4 *Bajakajian* analysis and the Eighth Amendment, the United States Supreme Court decided
5 *Honeycutt v. United States*, 581 U.S. 443 (2017). The Ninth Circuit subsequently interpreted
6 *Honeycutt* in *United States v. Thompson*, 990 F.3d 680 (9th Cir. 2021) and *United States v.*
7 *Prasad*, 18 F.4th 313 (9th Cir. 2021).

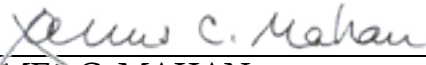
8 To comply with *Honeycutt*, *Thompson*, and *Prasad* and to resolve the issues of the
9 remand, the government and Melissa R. Beecroft stipulated the forfeiture amount and
10 reduced the in personam criminal forfeiture money judgment amount to \$317,989. Order
11 Granting Stipulation, ECF No. 907.

12 This Court finds that on the government's motion, the Court may at any time enter
13 an order of forfeiture or amend an existing order of forfeiture to include subsequently
14 located property or substitute property under Fed. R. Crim. P. 32.2(e) and 32.2(b)(2)(C).

15 THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that
16 the United States recover from Melissa R. Beecroft the in personam criminal forfeiture
17 money judgment of \$317,989, not to be held jointly and severally liable with any
18 codefendants under Fed. R. Crim. P. 32.2(b)(4)(A) and (b)(4)(B); 18 U.S.C. § 981(a)(1)(C)
19 with 28 U.S.C. § 2461(c); 18 U.S.C. § 982(a)(2)(A); and 21 U.S.C. § 853(p).

20 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send
21 copies of this Order to all counsel of record and three certified copies to the United States
22 Attorney's Office, Attention Asset Forfeiture Unit.

23 DATED February 16, 2024.

24
25
26 
27 JAMES C. MAHAN
28 UNITED STATES DISTRICT JUDGE